

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV 273021449 US, in an envelope addressed to: MS Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: April 18, 2005

Signature:


(Diane Blevins)

Patent

Docket No. 532212000623

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Thomas L. CANTOR

Serial No.: 10/617,489

Filing Date: July 10, 2003

For: METHODS, KITS AND ANTIBODIES
FOR DETECTING PARATHYROID
HORMONE

Examiner: J. Cheu

Group Art Unit: 1641

**PETITION TO EXPUNGE INFORMATION
UNDER MPEP 724.06 AND 37 C.F.R. § 1.59**

MS Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

04/21/2005 HTECKLU1 00000005 031952 10617489
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Dear Sir:

Applicant hereby petitions the Commissioner to have the documents submitted with the Supplemental Information Disclosure Statement on April 18, 2005 expunged upon allowance or abandonment of this application in accordance with MPEP 724.06 and 37 CFR § 1.59.

Applicant believes expungement is appropriate for document numbers 1, 2, and 3 listed on the attached Form PTO/SB/08a/b because they are **SUBJECT TO PROTECTIVE ORDER** in civil action number 02 CV 0046 B (JMA), Nichols Institute Diagnostics, Inc. v. Scantibodies Clinical Laboratory, Inc. and Scantibodies Laboratory, Inc., currently pending in the United States District Court for the Southern District of California.

sd-254953

Applicant believes expungement is appropriate for document number 4 listed on the attached Form PTO/SB/08a/b because it is **PROPRIETARY** in nature and is not to be opened to the public.

Please return the documents to the undersigned upon allowance or abandonment of this application. Applicant acknowledges that upon the grant of this petition and return of the documents subject to the protective order (document Nos. 1-3) and the proprietary information (document No. 4), Applicant will preserve the documents for the entire term of the patent.


This petition is being submitted by, or on the behalf of, the party in interest who originally submitted the information.

The Commissioner is hereby authorized to charge the required fee under 37 C.F.R. § 1.17(h) to **Deposit Account No. 03-1952** referencing docket no. 532212000623. Fee Transmittal (form PTO/SB/17p) is attached in duplicate.

In the event the U.S. Patent and Trademark office determines that an extension and/or other relief is required, applicant petitions for any required relief including extensions of time and authorizes the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing docket no. 532212000623. However, the Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

Dated: April 18, 2005

Respectfully submitted,

By 
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